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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
LAFAYETTE DIVISION

FRANK GUILLORY, SR.

CIVIL ACTION NO. 99-1352

VERSUS

JUDGE HAIK

WARDEN, BURL CAIN


MAGISTRATE JUDGE METHVIN

**ORDER**

Considering the foregoing,

IT IS HEREBY ORDERED that a certificate of appealability shall issue pursuant to 28 U.S.C. § 2253(c) and Federal Rules of Appellate Procedure Rule 22(b) on the following issue for which petitioner has made a substantial showing of the denial of a constitutional right: whether the petitioner's rights to due process and equal protection were violated as a result of discrimination on the basis of race in the selection of the grand jury that indicted him.

THUS DONE AND SIGNED, in chambers, in Lafayette, Louisiana on this 13<sup>th</sup> day of April, 2009.

  
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RICHARD T. HAIK, SR.  
UNITED STATES DISTRICT JUDGE